

NOT FOR PUBLICATION

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

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APR 04 2008

TEVA PHARMACUETICAL
INDUSTRIES LTD., TEVA
PHARMACUETICALS USA, INC.

Plaintiffs,

v.

ZYDUS PHARMACEUTICALS, INC.,
CADILA HEALTHCARE LIMITED,

Defendants.

AT 8:30 _____ M
WILLIAM T. WALSH
CLERK

Civ. No. 07-4942 (GEB) (JJH)

ORDER

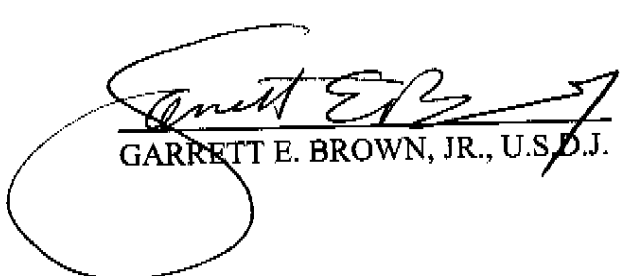
BROWN, Chief Judge

This matter comes before the court upon the motion of plaintiffs Teva Pharmaceutical Industries Ltd. and Teva Pharmaceuticals USA, Inc. (collectively "Teva") to dismiss defendants' ninth, tenth and eleventh counterclaims, or in the alternative, for a more definite statement (Docket No. 18); and

IT APPEARING TO THE COURT that Teva's motion is mooted by the Amended Answer and Amended Counterclaims filed on March 4, 2008;

IT IS THIS 3rd day of April 2008 hereby

ORDERED that Teva's motion to dismiss (Docket No. 18) is denied without prejudice.


GARRETT E. BROWN, JR., U.S.D.J.